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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLN. OF: TAFT

SERIAL NO.: 10/029,658

FILED: December 20, 2001

FOR: METHOD AND APPARATUS FOR PREPARING TISSUE...

DOCKET: VMS 01.01

Assistant Commissioner of Patents & Trademarks
Washington, D.C. 20231

RECEIVED

DEC 20 2002

TC 1700

PETITION TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(a)

Dear Sir:

Applicant hereby petitions to correct the inventorship of the above-identified application by adding as named inventors the following individuals: Kurt Reinhardt, 8901 East Bluefield, Tucson, Arizona 85710; Miroslav Holubec of 2045 East Cerrada Nopal, Tucson, Arizona 85718; and David Bryant, 1870 West La Quinta Place, Tucson, Arizona 85737, all citizens of the United States of America.

The following documents accompany this Petition in support thereof:

1. A Verified Statement of Facts by the originally named inventor of the instant application, Scott Taft.
2. A Supplemental Combined Declaration and Power of Attorney by the actual inventors; and
3. A Written Consent by the Assignee of the instant application, Ventana Medical Systems, Inc. consenting to correction of inventorship as set forth in this Petition; and
4. A copy of a new Assignment to Ventana Medical Systems, Inc. signed by all of the actual inventors, the original of which is being forwarded under separate letter for recordation.

HAYES SOLOWAY P.C.

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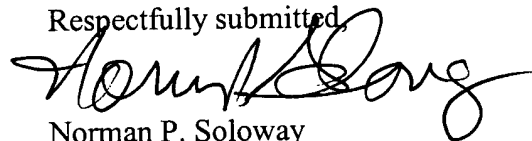
As set forth in the accompanying Verified Statement of Facts by the originally named inventor, Kurt Reinhardt, Miroslav Holubec, and David Bryant, were omitted being named as co-inventors of the above-identified application through inadvertent error, without deceptive intent on the part of the actual inventors of said application or anyone involved with preparation or prosecution thereof.

It is respectfully requested that the Commissioner grant this Petition.

Form PTO-2038 authorizing credit card payment in the amount of \$130.00 to cover the Petition fee required under 37 CFR 1.17(h) is enclosed.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
Attorney for Applicants
Registration No. 24,315

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents and Trademarks, Washington, D.C. 20231 on December 13, 2002 at Tucson, Arizona.

By: Diana Carr

NPS:dc

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VERIFIED STATEMENT OF FACTS

IN SUPPORT OF PETITION TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(a)

Dear Sir,

The undersigned being the originally named inventor in the above-entitled matter hereby declares the following:

I am the originally named inventor of the above identified application entitled METHOD AND APPARATUS FOR PREPARING TISSUE SAMPLES FOR SECTIONING.

At the time of the invention, I was employed by Ventana Medical Systems, Inc., Assignee of the application (hereinafter "Ventana").

In the rush to prepare and file the application, only I was named as an inventor. However, after the application was filed, the application was reviewed with corporate counsel in charge of patent matters at Ventana, and it was determined that certain additional subject matter disclosed but not claimed should be claimed in this application. Accordingly, a Preliminary Amendment to this effect was prepared and filed. Additionally, it was determined that Kurt Reinhardt, Miroslav Holubec, and David Bryant also should have been named as co-inventors since they did, in fact,

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contribute to the present claimed invention. However, as mentioned supra, due to the rush to file, they were inadvertently omitted as named inventors.

The error in omitting Kurt Reinhardt, Miroslav Holubec and David Bryant as co-inventors was without any deceptive intent on my part or anyone else involved in the preparation or prosecution of this application.

Promptly upon realization of the fact that Kurt Reinhardt, Miroslav Holubec and David Bryant should be named as co-inventors, I, together with my co-inventors, arranged to correct the inventorship of the subject application.

In view of the foregoing, I respectfully request that the Commissioner grant the accompanying Petition to Correct Inventorship of the above identified application under 37 CFR 1.48(a), and name Kurt Reinhardt, Miroslav Holubec and David Bryant as named inventors of the above application.

I hereby declare that all statements made herein are true and that all statements made on information and belief are with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 USC § 1001, and that such false statements may jeopardize the validity of the Application or any patent issuing therefrom.



Scott TAFT

Date 12-3-02

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